

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

Bio-Rad Laboratories, Inc.,

NO. C 02-05946 JW

Plaintiff,

v.

Applera Corporation, et al.,

Defendants.

**ORDER RESCHEDULING HEARING ON
PLAINTIFF'S MOTION TO STRIKE
EXPERT REPORT**

Please take note that on the Court's own motion, the hearing on Plaintiff's Motion to Strike Expert Report of Robert Weinberger presently scheduled for November 7, 2005 is vacated. The new hearing date is on **November 21, 2005 at 9 a.m.**

Dated: October 25, 2005

/s/ James Ware
JAMES WARE
United States District Judge

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Alice Garber alice.garber@weil.com
3 Bobby A. Ghajar ghajarb@howrey.com
4 David Leon Bilsker bilskerd@howrey.com
5 Eugene Y. Mar eugene.mar@weil.com
6 Eugene Y. Mar eugene.mar@weil.com
7 Matthew D. Powers matthew.powers@weil.com
8 Thomas C. Mavrakakis mavrakakist@howrey.com
9 Tracy Jolles Holland Tracy_Holland@Dell.com
10 Vernon M. Winters vern.winters@weil.com
11 Wallace W. Wu wuw@howrey.com

12 **Dated: October 25, 2005**

Richard W. Wieking, Clerk

13 **By: /s/ JW Chambers**
14 **Ronald L. Davis**
15 **Courtroom Deputy**